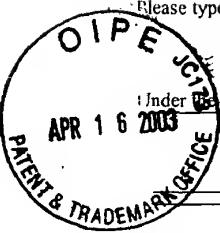


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CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL

Submit an original, and a duplicate for fee processing.
(Only for Continuation or Divisional applications under 37 CFR 1.53(d))CHECK BOX, if applicable:
 DUPLICATE

to:

Assistant Commissioner for Patents
Box CPA
Washington, DC 20231

Attorney Docket No.	674550-2001
Inventors	RAHMAN ET AL
Examiner Name	MCELWAIN
Group/Art Unit	1638
Express Mail Label No.	

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APR 22 2003

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This is a request for a continuation or divisional application under 37 C.F.R. § 1.53(d),
(a continued prosecution application (CPA)) of prior application number 09/489,817
filed on JANUARY 24, 2000, entitled: **ORGANISM**

NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either:
(1) complete as defined by 37 C.F.R. § 1.51(b) or (2) the national stage of an international application in compliance with 35 U.S.C. 371.
A Notice will be placed on a patent issuing from a CPA, except for reissues and designs, to the effect that the patent issued on a CPA and is subject to the twenty-year patent term provisions of 35 U.S.C. § 1.54(a)(2). Therefore, the prior application of a CPA may have been filed before, on or after June 8, 1995.
C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 C.F.R. § 1.53(d), but must be filed under 37 C.F.R. § 1.53(b).
EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 C.F.R. § 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.
ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 C.F.R. § 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.
35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 C.F.R. § 1.78(a).

1. This paper is responsive to the OCTOBER 17, 2002 Final Office Action having a three month period for reply.
2. **A PRELIMINARY AMENDMENT IS ENCLOSED.**
3. This application is filed by fewer than all the inventors named in the prior application, 37 C.F.R. § 1.53(d)(4).
 - a. **DELETE** the following inventor(s) named in the prior nonprovisional application:
 - b. The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
 - a. PTO-1449
 - b. Copies of IDS Citations

04/21/2003 RMEBRAHT 00000016 09489817

01 FC:2006

375.00 OP

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Burden Hour Statement: This form is estimated to take 0.4 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box CPA, Washington, DC 20231.

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Approved for use through 09/30/2000. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 C.F.R. § 1.16(c) or (j))	8		x \$ 18 =	0
	INDEPENDENT CLAIMS (37 C.F.R. § 1.16(b) or (l))	1		x \$ 84 =	0
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 C.F.R. § 1.16(d))			+ \$ 280.00 =	
				BASIC FEE (37 C.F.R. § 1.16)	750.00
				Total of above Calculations =	\$ 750.00
	Reduction by 50% for filing by small entity (Note 37 C.F.R. §§ 1.9, 1.27 & 1.28).				
	* Reissue claims in excess of 20 and over original patent.				\$ 375.00
	** Reissue independent claims over original patent.			TOTAL =	\$ 375.00

6. Small entity status:

a. A small entity statement is enclosed, if (b) and (c) do not apply.
 b. A small entity status applies to this application.
 c. Is no longer claimed.

7. X The Commissioner is hereby authorized to credit overpayments or charge the following fees to Deposit Account No. 50-0320

a. Fees required under 37 C.F.R. § 1.16.
 b. Fees required under 37 C.F.R. § 1.17.
 c. Fees required under 37 C.F.R. § 1.18.

8. A check in the amount of \$ \$840.00 is enclosed.9. Other: PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. §§ 1.136(a) & 1.17(a)(3): It is hereby respectfully requested that the period for a reply to the October 17, 2002 Office Action be extended by three months i.e., to up to and include April 17, 2003, a check for \$840.00, is enclosed and the commissioner is authorized to charge any additional required fee for the extension or occasioned by this paper, or credit any overpayment in fees to Deposit Account No. 50-0320.

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10. NEW CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number or Bar Code Label	(Insert Customer No. or Attach bar code label here)	<input type="checkbox"/> or <input type="checkbox"/> New correspondence address below			
Name	Thomas J. Kowalski FROMMER LAWRENCE & HAUG LLP				
Address	CUSTOMER # 20999				
City	745 Fifth Avenue	State	NY	Zip Code	10151
Country	U.S.	Telephone	(212) 588-0800	Fax	(212) 588-0500

11. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type) Attorney	THOMAS J. KOWALSKI, Esq.
Signature	Thomas J. Kowalski
Registration No. (Attorney/Agent)	32,147
Date	16 Apr 03

EXPRESS MAIL

Mailing Label Number: EV 195878195US

Date of Deposit: April 16, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231.

Charles Tice
(Typed or printed name of person mailing paper or fee)

Charles Tice
(Signature of person mailing paper or fee)

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